

09/744809 PCT

\$

BOX PCT  
PATENT  
2694-0131P

IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT:

ROJAS-CHAPANA, Jose et al.

INTERNATIONAL APPL. NO.:

PCT/EP99/05272

APPL. NO.:

09/744,809

Conf.:

FILED:

January 30, 2001

FOR:

A PROCESS FOR THE MICROBIAL  
LEACHING OF SULFIDIC  
MATERIALS, AND THE USE OF  
SULFUR-CONTAINING AMINO ACIDS  
IN SAID MICROBIAL LEACHING

LETTER SUBMITTING ADDITIONAL DOCUMENTS FOR  
ENTERING NATIONAL PHASE FOR A PCT APPLICATION

BOX PCT

Assistant Commissioner for Patents  
Washington, DC 20231

April 13, 2001

Sir:

Under the provisions of 37 C.F.R. § 1.494 or 37 C.F.R.  
§ 1.495, attached hereto are the following additional items  
necessary for entering the national phase in connection with the  
above-identified PCT international application.

☒ Executed Declaration and Power of Attorney.

04/17/2001 UEDUVIJE 00000075 09/744809



Original



Photocopy

01 FC:115

110.00 UP



The specification attached to the executed Declaration  
and Power of Attorney is a true copy of the  
specification which was filed in the U.S. Patent and  
Trademark Office on January 30, 2001, including any  
amendments thereto (if applicable) filed on even date  
therewith.

☒ The undersigned hereby declares that "Attorney Docket No. 2694-0131P" on page 1 of the attached inventors' Declaration corresponds to Appl. No. 09/744,809 filed January 30, 2001 entitled "A PROCESS FOR THE MICROBIAL LEACHING OF SULFIDIC MATERIALS, AND THE USE OF SULFUR-CONTAINING AMINO ACIDS IN SAID MICROBIAL LEACHING."

☐ English language specification, claims, and Abstract with ( ) sheets of drawings.

☐ Applicant claims small entity status under 37 C.F.R. § 1.27.

☒ Attached is a copy of Form PCT/DO/EO/905.

☐ \_\_\_\_\_  
\_\_\_\_\_

☐ No extension fee is required because the undersigned has not yet received the Notification of Missing Requirements (Form PCT/DO/EO/905). However, if for some reason it is determined that an extension of time is necessary, applicant hereby respectfully petitions for an extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17.

☒ Applicant(s) hereby respectfully petitions for one (1) month(s) extension of time for the filing of the present paper in accordance with the provisions of 37 C.F.R. § 1.136 and 37 C.F.R. § 1.17. The required fee of \$110.00 is attached hereto.

The Government Filing Surcharge in the amount of \$130.00 in accordance with 37 C.F.R. §§ 1.494 and 1.492 was previously paid for concurrently with the filing of the application on January 30, 2001.

- ☐ Submitted concurrently herewith **under separate cover** for recording is an Assignment.
- ☒ A check in the amount of \$110.00 to cover the above-mentioned fees is enclosed.
- ☐ A Fee of \$0.00 to cover the increase in fees of the filing Surcharge is enclosed.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *James T. McKinney* Reg. No. 39,538  
*Joe McKinney Munch*, #32,334  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

KM/asc  
2694-0131P

Attachments



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trade Administration  
Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/744809	ROJAS-CHAPANA	J 2694-0131P

BIRCH STEWART KOLASCH & BIRCH  
P O BOX 747  
FALLS CHURCH, VA 22040-0747

INTERNATIONAL APPLICATION NO.

PCT/EP99/05272

I.A. FILING DATE PRIORITY DATE

23 JUL 99

30 JUL 98

DATE MAILED:

20 FEB 2001

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),  
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.  
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 30 JAN 2001 and

☒ Information Disclosure Statement(s) filed 30 JAN 2001 and

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$\_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

***A copy of this notice MUST be returned with this response.***

Enclosed:

☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Winston M Alvarado

Telephone: 703-305-6421